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Practitioner's Docket No. 2002DE144

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: BRYCHCY, et al Docket: 2002DE144  
Serial No.: 10/539,034 Group Art Unit: 1755  
Filed: 06/11/2005 Examiner: Green, Anthony J.  
For: Phthalocyanine Pigment Preparations

CERTIFICATION OF FACSIMILE TRANSMISSION

Mail Stop: Petition  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

I hereby certify that the following papers are being facsimile transmitted to the Patent and Trademark Office (Fax No.: 1-571-273-8300) on the date shown below:

1. PETITION TO CORRECT CORRESPONDENCE FILING DATE FOR "DATE-IN" INCORRECTLY ENTERED OR OMITTED ON EXPRESS MAIL LABEL (37 C.F.R. SECTION 1.10(d)) (2 pages)
2. copy of the first page of the correspondence which was filed and copy of Tracking label and Sales Receipt (3 pages)
3. STATEMENT BY VICKI L. AGRO ACCOMPANYING PETITION TO CORRECT CORRESPONDENCE FILING DATE FOR "DATE-IN" INCORRECTLY ENTERED OR OMITTED ON EXPRESS MAIL LABEL (37 C.F.R. SECTION 1.10(d)) (1 page)

Total Pages including Certification of Transmission:

7

Vicki L. Sgro:

Date: September 15, 2006

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Practitioner's Docket No. 2002DE144

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: BRYCHCY, et al

Docket: 2002DE144

Serial No.: 10/539,034

Group Art Unit: 1755

Filed: 06/11/2005

Examiner: Green, Anthony J.

For: Phthalocyanine Pigment Preparations

Mail Stop: Petitions  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**PETITION TO CORRECT CORRESPONDENCE FILING DATE  
FOR "DATE-IN" INCORRECTLY ENTERED OR OMITTED  
ON EXPRESS MAIL LABEL  
(37 C.F.R. SECTION 1.10(d))**

1. This is a petition to accord the correspondence in the above-identified application a filing date of June 10, 2005 which is the date the correspondence was deposited with the U.S.P.S. with proper postage.
2. Submitted herewith is the statement of Vicki L. Sgro as to when the discrepancy was discovered and establishing that this petition is being filed promptly thereafter. 37 C.F.R. Section 1.10(d)(1).
3. Attached is a true copy of the first page of the correspondence which was filed, showing both the date on which this correspondence was mailed as Express Mail Label No. ED 795273292 US and that the number of the Express Mail was placed thereon prior to the original mailing. 37 C.F.R. Section 1.10(d)(2).

## CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. Section 1.8(a))

I hereby certify that, on the date shown below, this correspondence is being:

## MAILING

deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

## FACSIMILE

transmitted by facsimile to the Patent and Trademark Office 571-273-8300.

Signature

Vicki L. Sgro

(type or print name of person certifying)

Date: September 15, 2006

(Petition to Accord Correspondence Filing Date For "Date-in" Incorrectly Entered or Omitted on Express Mail Label No. ED 795273292 US 09/15/2006 01:18:47 0000047 002904 1 46539034)

01 FC:1464

130.00 DA

4. Correction is required because the wrong "date-in" was entered by the U.S.P.S. of the envelope delivered to the PTO, but the correct date was entered in "Randolph Station Sales Receipt showing the Tracking No. as ED 795273292 US" " identifying the package as filed on June 10, 2005.

5. The following establish the showing required by 37 C.F.R. Section 1.10(d)(3):

Evidence from the U.S.P.S. as follows:

USPS Sales Receipt identifying the package as filed on June 10, 2005 at 04:42:52PM

6. The petition fee (37 C.F.R. Section 1.17(h)) is paid as follows:

Please charge Account No. 03-2060 the sum of \$130.00.

A duplicate of this petition is enclosed.

Please charge Account No. 03-2060 for any fee deficiency or credit this account for any overpayment for this petition.

Date: September 15, 2006

  
Signature of Practitioner

Reg. No.: 40,913

Anthony A. Bisulca  
CLARIANT CORPORATION  
4000 Monroe Road  
Charlotte, NC 28205

Tel. No.: 704-331-7151

Customer No.: 25,255

(Petition to Accord Correspondence Filing Date For "Date-in" Incorrectly Entered/Omitted on Express Mail Label—page 2 of 2)

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Practitioner's Docket No. 2002DE144

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: BRYCHCY, et al

Docket: 2002DE144

Serial No.: 10/539,034

Group Art Unit: 1755

Filed: 06/11/2005

Examiner: Green, Anthony J.

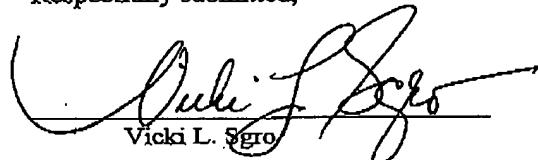
For: Phthalocyanine Pigment Preparations

Mail Stop: Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

STATEMENT BY VICKI L. SGRO  
ACCOMPANYING PETITION TO CORRECT CORRESPONDENCE FILING DATE  
FOR "DATE-IN" INCORRECTLY ENTERED OR OMITTED  
ON EXPRESS MAIL LABEL  
(37 C.F.R. SECTION 1.10(d))

1. I am employed by Clariant Corporation as a Paralegal since January 4, 2000.
2. I noticed the discrepancy in the filing date as being incorrect when we filed the Amendment, and Extension of Time in Response to the Official Action dated May 16, 2006.

Respectfully submitted,

  
Vicki L. Sgro

(Petition to Accord Correspondence Filing Date For "Date-in" Incorrectly Entered/Omitted on Express Mail Label—page 3 of 2)

- Attorney's Docket No. 2002DE144

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Express Mail Label Number ED 795273292 US**

**Date of Mailing: June 10, 2005**

**CERTIFICATION UNDER 37 CFR 1.10**

I hereby certify that on the date indicated above this International application and the documents referred to as enclosed therein, of:

- CERTIFICATION UNDER 37 CFR 1.10 (Express Mail) (1 page)
- TRANSMITTAL LETTER TO THE DO/EO/US (3 pages) w/ duplicate (6 pages)
- Executed Assignment with Transmittal Cover Letter (2 pages)
- Copy of Search Report (2 pages)
- Preliminary Amendment w/ Abstract (7 pages)
- ENGLISH TRANSLATION OF APPLICATION (35 PAGES SPECIFICATION, claims) (claims 10 in number)
- Executed Declaration (2 pages)
- Postage pre-paid Postcard Receipt

**Inventor:** Klaus BRYCHCY  
Joachim WEBER

**For:** Phthalocyanine Pigment Preparations

International Application No.: PCT/EP2003/013690  
International Filing Date: 04 December 2003  
Priority Filing Date: 10 December 2002

is being deposited with the United States Postal Service as "Post Office to Addressee" Express Mail addressed to the Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, Mail Stop:, in accordance with 37 CFR 1.10.

Vicki L. Sgro

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<b>DELIVERY (POSTAL USE ONLY)</b>					
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Delivery Date Mo. <input type="checkbox"/> Day		Time <input type="checkbox"/> AM <input type="checkbox"/> PM		Employee Signature	
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<input type="checkbox"/> <b>NO DELIVERY</b> <input type="checkbox"/> <b>Weekend</b> <input type="checkbox"/> <b>Holiday</b> <input type="checkbox"/> <b>Mailbox Signature</b>					
<b>FROM: (PLEASE PRINT)</b> <b>PHONE ( 704 ) 331-7075</b>					
Clariant Corporation Intellectual Property Dept. 4000 Monroe Road Charlotte, NC 28205 <b>2002 DE144</b>					
<b>TO: (PLEASE PRINT)</b> <b>PHONE (</b> <b>1-800-222-1811</b> <b>)</b>					
<b>COMMISSIONER FOR PATENTS</b> <b>P. O. Box 1450</b> <b>Alexandria, VA 22313-1450</b>					
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Product	Description	Sale Qty	Unit Price	
ALEXANDRIA VA 22313 EM				\$13.65
PO-Add Flat Rate				
Serial Number	ED795273275US			
Next Day Noon	/ Normal			
Delivery				
Paid by account:				\$13.65
ENCA account number:				282936
ALEXANDRIA VA 22313 EM				\$13.65
PO-Add Flat Rate				
Serial Number	ED795273289US			
Next Day Noon	/ Normal			
Delivery				
Paid by account:				\$13.65
ENCA account number:				282936
ALEXANDRIA VA 22313 EM				\$13.65
PO-Add Flat Rate				
Serial Number	ED795273292US			
Next Day Noon	/ Normal			
Delivery				
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ENCA account number:				282936
Next Day Noon	/ Normal			
Total:				\$0.00
Paid by:				
Bill #: 1000501202393				
Clerk: 06				

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